

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

\* \* \*

UNITED STATES OF AMERICA,

Plaintiff,

vs.

GINA LYNN AITKEN,

Defendant.

2:09-cr-00042-PMP-GWF

**ORDER**

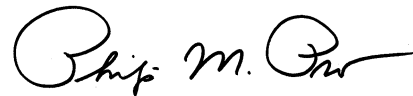
Before the Court for consideration is the Petition for Adjudication of Interest Under 21 U.S.C. §853(n) (Doc. #24) filed April 23, 2010 on behalf of Eric R. Meyers and David L. Pisarek, for themselves and for the class of all persons who paid Nationwide Christian Singles & Events, Inc. to participate in a purported envelope-stuffing business opportunity. On June 1, 2010, Plaintiff United States of America filed a Motion to Dismiss the foregoing Petition (Doc. #30). Although the deadline for responding to Plaintiff United States' Motion to Dismiss was extended (Doc. #40) to July 5, 2010, more than a month has expired since that extended deadline and Petitioners Meyers and Pisarek have failed to file a response to the Government's motion. As a result, Petitioners Meyers and Pisarek consent to the granting of Plaintiff United States' Motion to Dismiss Petition (Doc. #30).

Moreover, a review of Plaintiff United States' motion to dismiss shows that it

1 must be granted on its merits. Clearly this Court lacks subject matter jurisdiction and  
2 Petitioners have failed to state a claim upon which relief could be granted for the  
3 reasons set forth in Plaintiff United States' motion to dismiss.

4 **IT IS THEREFORE ORDERED** that Plaintiff United States of America's  
5 Motion to Dismiss Petition of Eric R. Meyers and David L. Pisarek and the Class of  
6 All Persons Who Paid Nationwide Christian Singles & Events, Inc. (Doc. #30) is  
7 **GRANTED.**

8 DATED: August 6, 2010.

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PHILIP M. PRO  
12 United States District Judge  
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